

MINUTES
State Allocation Board
February 26, 2003

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 4202 of the State Capitol, Sacramento, California on February 26, 2003 at 4:00 p.m.

Members of the Board present were as follows:

- David Takashima, Chief Deputy Director, Policy, Designated Chair for Steve Peace, Director, Department of Finance
- Clothilde V. Hewlett, Interim Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education Designated representative for Jack O'Connell, Superintendent of Public Education
- David Sickler, Southern Regional Director, State Building & Constructions Trades Council of California
- Assembly Member Marco Firebaugh
- Assembly Member John Dutra
- Assembly Member Tony Strickland
- Senator Dede Alpert
- Senator Bob Margett
- Senator Tom Torlakson

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Mr. Takashima, Chair, called the meeting to order at 4:08 p.m.

PRIOR MINUTES

A motion was made and carried to approve the minutes for the January 22, 2003 SAB meeting.

EXECUTIVE OFFICER'S STATEMENT

The Executive Officer gave a status report on Oakland Unified School District's financial difficulties and issues regarding appropriate use of bond funds. The Board directed staff to report back at future meetings regarding the status of OPSC's review of the Oakland Unified School District's financial expenditure reports.

CONSENT ITEMS

In considering this item, the Board approved the consent calendar as presented.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***Plum Valley Elementary School District/Tehama 50/71613-00-02***

In considering this item, the Board approved the staff's recommendations.

Federal Renovation and Repair Program Time Limit on Apportionments

In considering this item, the Board approved the staff's recommendations.

Use of New Construction Grants

The following districts requested to use new construction SFP grants pursuant to existing regulations:

Glendale Unified/Los Angeles 50/64568-00-06
Martinez Unified/Contra Costa 50/61739-00-01
Temecula Valley Unified/Riverside 50/75192-00-22
Ukiah Unified/Mendocino 50/65615-00-01

In considering this item, the Board approved the staff's recommendations.

SPECIAL APPEAL ITEMS***Fillmore Unified School District/Ventura 51/72454-00-01***

In considering this item, the Board approved the staff's recommendation.

Mariposa County Unified School District/Mariposa 57/65532-00-02, 06 & 08

Mr. Dwight Fanning, Director of Facilities, Maintenance, and Transportation for Mariposa County Unified and Mr. Steve Merck, a representative from NMR Architects addressed the Board in support of the District's financial hardship request.

In considering this item, the Board approved the staff's recommendation and the motion carried with the following vote:

| MEMBER | AYE | NAY | ABSTAIN | ABSENT |
|----------------------------|-----|-----|---------|--------|
| Senator Alpert | X | | | |
| Senator Margett | X | | | |
| Senator Torlakson | X | | | |
| Assembly Member Firebaugh | X | | | |
| Assembly Member Dutra | X | | | |
| Assembly Member Strickland | X | | | |
| David Takashima | | X | | |
| Clothilde Hewlett | X | | | |
| David Sickler | X | | | |
| Duwayne Brooks | X | | | |
| Total | 9 | 1 | 0 | 0 |

Motion:

Carried X

Failed

REGULATIONS

Proposed Regulation Amendments for Critically Overcrowded School Facilities Program

In considering this item, the Board approved staff's recommendations on issues number 1 and 3 and directed staff to amend the existing regulations to allow Critically Overcrowded School (COS) projects to receive design, site or environmental apportionments and include safeguards that will ensure the money is used for COS. The motion carried with the following vote:

| MEMBER | AYE | NAY | ABSTAIN | ABSENT |
|----------------------------|-----|-----|---------|--------|
| Senator Alpert | X | | | |
| Senator Margett | X | | | |
| Senator Torlakson | X | | | |
| Assembly Member Firebaugh | X | | | |
| Assembly Member Dutra | X | | | |
| Assembly Member Strickland | X | | | |
| David Takashima | X | | | |
| Clothilde Hewlett | X | | | |
| David Sickler | X | | | |
| Duwayne Brooks | X | | | |
| Total | 10 | 0 | 0 | 0 |

Motion:

Carried X

Failed

LABOR COMPLIANCE REPORT FROM DEPARTMENT OF INDUSTRIAL RELATIONS

Mr. Art Luhan, State Labor Commissioner, updated the Board on the progress of the Labor Compliance Program.

CLOSED SESSION

In accordance with Section 11126 (e)(1) of the Government Code, the Board adjourned to a closed session at 5:09 p.m. to confer with and receive advice from legal counsel regarding litigation titled: "*Godinez, et al. versus Davis, et al.*" (Los Angeles County Superior Court, Case #BC227352), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 5:33 p.m.

INFORMATION/REFERENCE

Board Meeting Dates for the Remainder of the 2003 Calendar Year

OPSC Workload Summary List – New Construction and Modernization through February 18, 2003

Education Code Section 17052 (SB 1795) – Unfunded List Summary through January 22, 2003

Deferred Maintenance Program – Projects that have received Unfunded Approval as of January 22, 2003

Facility Hardship/Rehabilitation Approvals Without Funding List as of February 26, 2003

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 5:34 p.m.

LUISA M. PARK, Executive Officer